

REMARKS

Reconsideration of the present application is respectfully requested. In observance of 37 CFR 116(b)(1), the claims are amended herein to comply with Examiner requirements and to cancel finally rejected claims. This after-final amendment should be entered because the amendments place the claims in condition for allowance consistent with the indicated allowable subject matter. No claims have been added and care has been exercised to add no new matter. Claims 1-11 and 17-23 have been cancelled. Accordingly, claims 12-16 remain pending and are in condition for allowance.

Allowable subject matter

Applicant thanks the Examiner for pointing out that claims 12-16 recite allowable subject matter, pending the removal of objections. Dependent claim 12, now in independent form, has been amended herein to include all features of the base claim and intervening claims. Amendment language required by the Examiner to remove 101 and 112 rejections to base claims is discussed below. As such, Examiner requirements are incorporated into amended claim 12. Based upon dependence from an allowable independent claim, claims 13-16 are now in condition for allowance as well.

Rejections based on 35 U.S.C. § 101

Claims 9-15 stand rejected under 35 U.S.C. 101 as being directed to non-statutory subject matter. Applicant would like to thank the Examiner for suggesting claim language to overcome the rejection. Claim 9 has been cancelled and claims 10 and 11 have been incorporated into amended claim 12. The term “tangible computer-readable media” has been replaced with “computer-readable storage media” to direct the claim to statutory matter. Claims

13-16 have been amended herein to recite “the storage media of claim” followed by the claim number upon which each depends.

Rejections based on 35 U.S.C. § 112

Claim 10 stands rejected as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The features of claim 10, along with intervening claim 11, have been incorporated into amended claim 12. The Examiner deemed the claim incomplete because there were no given steps to arrive at the method of managing the allocation of resource indexes. The claim language has been amended to recite “a method of allocating resource indexes” to expedite prosecution in this case.

CONCLUSION

Applicant respectfully submits that claims 12-16 are now in condition for allowance based on the foregoing remarks. Applicant respectfully requests the entry of the above amendments and the passing of this application to issue. Should, however, any issues remain prior to issuance of this Application, the Examiner is urged to contact the undersigned – 816-559-2173 or jcamacho@shb.com (such communication via e-mail is herein expressly granted) -- to resolve the same. It is believed that no fee is due, however, the Commissioner is hereby authorized to charge any amount required to Deposit Account No. 21-0765.

Respectfully submitted,

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